

SN 09/583,599

REMARKS

Examiner states that the following two groups of claims are directed to patentably distinct species, and an election of a single disclosed species is therefore required. Specifically, the two groups of claims include:

(A) Claims 1-8, 11, 16-25, 28, 33-46, 49 and 54-64: including a leveler compound that is a polymeric compound; and

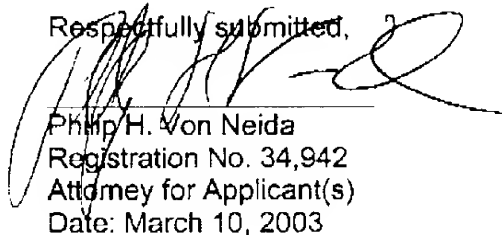
(B) Claims 13-14, 30-31 and 51-52: including a leveler compound that is a low molecular weight compound.

The Examiner further contends that there is a plurality of disclosed patentable distinct species of a polymeric leveler compound within the restriction to (A) and (B) as noted above.

Although Applicant's do not agree with the Examiner's characterization of the polymeric leveler compounds based upon the distinctions claimed between polymeric levelers, low molecular weight levelers and organic dyes, they elect, with traverse, to prosecute the species of group 9 poly(diallyldimethylammonium chloride).

Claims 9-10, 12-15, 26-27, 29-32, 47-48, and 50-53 which are directed to the non-elected species, are hereby cancelled without prejudice. Applicants reserve the right to file one or more continuing applications to prosecute claims based on these non-elected species.

Respectfully submitted,



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